

**CRIMINAL DOCKET
UNITED STATES DISTRICT COURT**

D. C. Form No. 100A Rev.

TITLE OF CASE	ATTORNEYS
THE UNITED STATES vs. Carl Edward Brill	<i>For U. S.:</i> Lawrence A. McSoud U. S. Attorney <i>For Defendant:</i> Lionel E. Z. Cohen (Ct. Appt) Philtower Building Tulsa, 74103

CLOSED

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 2 mailed 12-31-68	Clerk				
J.S. 3 mailed 12-31-68	Marshal				
Violation False Statement	Docket fee				
Title 18					
Sec. 35(b)					

DATE	PROCEEDINGS
12-3-68	Defendant, Carl Edward Brill, present in person and represented by Court appointed counsel, advised of the charge, waives indictment, waiver signed, approved and filed in open Court. Information filed in open Court, Copy delivered to the defendant. Defendant arraigned, enters a plea of GUILTY. Court accepts plea of GUILTY. It is ordered by the Court that the defendant is adjudged GUILTY as charged and sentencing is passed pending the report of the probation officer, and the U. S. Marshal is directed to transport the defendant to a private doctor. (Fred Daugherty - Judge) (LC-CSR) b
12-11-68	Defendant present in person and represented. Court finds that deft. was examined by Dr. Edward K. Norfleet, M.D.; letter (report) of Dr. Norfleet filed in open court and the Ct. finds that the deft. is mentally competent. Deft. arraigned, advised as to charge; he reaffirms his waiver of indictment and enters a plea of GUILTY. Deft. is adjudged GUILTY. Judgment and Sentence - Carl Edward Brill Att. Gen. - Four (4) Years. (FD-J)(LC-CSR)m
12-11-68	Judgment and Commitment, filed and entered. (FD-J)m
12-11-68	Two c/c of J&C delivered to U.S. Marshal. m

(OVER)

DATE	PROCEEDINGS
12-30-68	Return on J&C, filed. Executed by delivering deft. on 12-22-68 to Federal Correctional Institution at Texarkana, Texas. m
1-7-69	Letter, from deft. Carl E. Brill, on sentence reduction. filed. js
1-7-69	Letter, of Judge Daugherty, reduction of sentence denied. filed. js
2-11-69	Letter dated 2-3-69 from deft. Brill requesting A-2 number, filed. m
2-11-69	Letter dated 2-11-69 of Judge Daugherty denying request for A-2 number, filed. m

UNITED STATES COMMISSIONER

Northern DISTRICT OF Oklahoma

RECORD OF PROCEEDINGS IN CRIMINAL CASES

BEFORE Benjamin B. Ballenger
(Name of commissioner)

411 U. S. Court House, Tulsa, Okla.
(Address)

COMMISSIONER'S
DOCKET No. 1 CASE No. 441
THE UNITED STATES
vs.
Carl Edward Brill

Complaint filed on Sept. 24, 1968, by Thomas W. McLain
Official title Spec. Agt., F. B. I., charging violation of
United States Code, Title 18, Section 35(b), on Sept. 23,
1968, at Tulsa, Oklahoma in the
division of the Northern district of Oklahoma
as follows: impart and convey false information which
he knew to be false concerning an attempt to be
made to damage, etc an American Airlines aircraft
No. 290 from Dallas, Texas, to Washington, D.C.

(Here insert brief summary of facts constituting offense charged)

WARRANTS OR SUMMONS ISSUED:

Date Sept. 24, 1968 Warrant/Summons for Carl Edward Brill
(Name of defendant)
to (name and title of officer) the United States Marshal or any other authorized officer:
Substance of return

Date Warrant/Summons for
to (name and title of officer)
Substance of return

FILED

17040

OCT 8 1968

(Name of defendant)

M. M. EWING

Clerk, U. S. District Court

PROCEEDINGS ON FIRST PRESENTATION OF ACCUSED TO COMMISSIONER:

Date Sept. 25, 1968 Arrested by Carl W. Gardner,
Deputy U. S. Marshal on warrant of Ballenger
U. S. Commissioner (Name of issuing officer)
without warrant.

Appearances { for United States Lawrence A. McSoud, U. S. Attorney
(Name) (Address)
for accused
(Name) (Address)

Proceedings taken Sept. 25, 1968 Accused present in person, informed of the

(Here insert with dates, when appropriate, a serialtim account of essential steps taken at hearing such as "complaint prepared,"

charge and to his constitutional rights as to counsel, waived counsel at this
if arrest is without warrant: "defendant informed of complaint and right to retain counsel and preliminary hearing": "preliminary examination waived,"
hearing, stated that he wanted a preliminary hearing, that he was without
if that is the fact; any adjournments taken, etc.

funds to secure counsel, affidavit signed; Lionel Cohen appointed to represent

the accused. Bond fixed in the amount of \$10,000.00 surety company, he was
unable to make.

9-26-68 Preliminary hearing re-set for Thursday, 10-3-68 at 9:00 A. M.

10-2-68 Preliminary hearing passed to 10-8-68 at 9:00 A. M.

Outcome Held for preliminary hearing, set for Wednesday, 10-2-68 at 9:00 A.M.

Bail fixed Sept. 25th, 1968 Amount, \$ 10,000.00 Bonded, 19, by cash
deposited by (name) Address
transmitted to clerk of district court, 19 [or] by surety
(name) Address
(name) Address, who
justified by affidavit dated, 19, [or] committed to custody of the U. S. Marshal
on Sept. 25th, 1968.

SUBPOENAS FOR WITNESSES ISSUED:

_____, 19____, for (name of witness)_____
 at request of (name of party)_____
 Substance of return_____

_____, 19____, for (name of witness)_____
 at request of (name of party)_____
 Substance of return_____

_____, 19____, for (name of witness)_____
 at request of (name of party)_____
 Substance of return_____

PRELIMINARY EXAMINATION:

(Not to be used if case was disposed of at first presentation)

Date Oct. 8, 1968 Appearances for

{	United States	(Name)	<u>Lawrence A. McSoud,</u>
		(Address)	<u>U. S. Atty.</u>
	Accused	(Name)	<u>Lionel Cohen, Michael L.</u>
		(Address)	<u>Greene</u>

WITNESSES FOR UNITED STATES: (List names and addresses)

Thomas W. McLain, Spec. Agt. FBI

WITNESSES FOR ACCUSED: (List names and addresses)

_____, _____

Witness payroll containing _____ names certified to United States Marshal for payment _____, 19____
 Proceedings taken _____

Government's witness Thomas W. McLain, sworn and testified.

Accused advised as to his rights to furnish witnesses and to testify.

Commissioner finds that there is probable cause to believe an offense has been committed and that the accused committed it.

Bail remain fixed at \$10,000.00, accused failed to make bond and he is committed to custody of the U. S. Marshal. Final commitment issued.

Outcome Held for Court action.

Bail fixed _____, 19____ Amount, \$ _____ Bonded _____, 19____, by cash
 deposited by (name) _____ Address _____
 transmitted to clerk of district court _____, 19____
 [or] by surety (names) _____ Address _____
 and _____ Address _____
 who justified by affidavit _____, 19____ Committed to _____
 on _____, 19____

Certified to be a correct transcript.

Made this 8th day of October, 19 68

Transmitted to Clerk of United States District Court for the Northern
 district of Oklahoma, October 8th, 1968

Benjamin B. Ballenger

United States Commissioner.